

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

JAMES MALCOLM MCDONALD,

Plaintiff,
v.

ORDER

ERIC SPECKHART AND KRAGNESS.,

19-cv-134-wmc

Defendants.

On April 2, 2019, I entered an order directing plaintiff James Malcolm McDonald to submit an initial partial payment of the filing fee in the amount of \$4.75 by April 23, 2019. On April 12, 2019, plaintiff filed a letter requesting to waive the \$4.75 initial partial payment. Dkt. 8. Plaintiff's request will be denied without prejudice.

The account statement that plaintiff filed with his complaint shows that he has regularly received deposits to his trust fund account. Because it may well be that plaintiff will be able to make the initial partial payment from the next deposit made to his account after being released from "involuntary status", I am willing to provide him an extension of time. Plaintiff is given until May 22, 2019, in which to pay the \$4.75 initial partial filing fee. If, by May 22, 2019, plaintiff is unable to pay the initial partial payment, he is free to renew his request to waive the initial partial filing fee, supported by a recent account statement and proof he has attempted to arrange for payment of his initial partial payment through his institution's business office.

ORDER

IT IS ORDERED that:

1. Plaintiff James Malcolm McDonald's request for the court to waive the initial partial payment in this case, dkt. 8, is DENIED without prejudice.
2. Plaintiff may have an enlargement of time to May 22, 2019, in which to submit a check or money order payable to the clerk of court in the amount of \$4.75.
3. If, by May 22, 2019, plaintiff fails to make the initial partial payment, or show cause for failure to do so, plaintiff will be held to have withdrawn this action voluntarily and the case will be closed without prejudice to plaintiff's filing his case at a later date.

Entered this 22nd day of April, 2019.

BY THE COURT:

/s/

PETER OPPENEER
Magistrate Judge